

Application No.: 10/665203
Filing Date: September 18, 2003

REMARKS

Applicants thank the Examiner for consideration of the present application and indicating that Claims 30-34, 37-39, 41-48, 50-56, 63-75, 122-125, 127-130, 132, and 134 are in condition for allowance pending correction of formalities. In particular, the Examiner requests amendment of Claims 56 and 75 by replacing the trademark "Visudyne" with the chemical name of the compound. Accordingly, Claims 56 and 75 are amended to recite "verteporfin," the name of the chemical compound of Visudyne.

Similarly, Claims 56 and 75 are amended to replace the trademark "Lucentis" with its chemical name "ranibizumab" and the trademark "Macugen" with its chemical name "pegaptanib sodium." The foregoing chemical names corresponding to the respective trademarks are known in the art, as indicated in the ChemID records attached herewith as Exhibit A. Support can also be found in the published specification, for example, in paragraph [0025]. Thus, no new matter is introduced by amendment to the claims.

Conclusion

Although the present communication may include alterations to the application or claims, or characterizations of claim scope or referenced art, Applicants are not conceding in this application that previously pending claims are not patentable over the cited references. Rather, any alterations or characterizations are being made to facilitate expeditious prosecution of this application. Applicants reserve the right to pursue at a later date any previously pending or other broader or narrower claims that capture any subject matter supported by the present disclosure, including subject matter found to be specifically disclaimed herein or by any prior prosecution. Accordingly, reviewers of this or any parent, child or related prosecution history shall not infer that Applicants have made any disclaimers or disavowals of any subject matter supported by the present application.

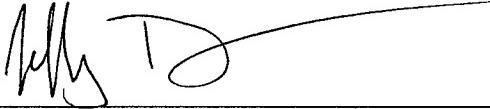
If the Examiner has any remaining questions which may be answered by telephone, she is invited to call the undersigned directly. Please charge any additional fees, including any fees for additional extension of time, or credit overpayment to Deposit Account No. 11-1410.

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Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

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By: 

Jeffrey J. Tung
Registration No. 59,407
Attorney of Record
Customer No. 20995
(858) 836-9000

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